

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H2/24/97

A Bill

ACT 998 OF 1997
HOUSE BILL 1796

5 By: Representatives Angel, and Terry Smith
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For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE § 27-14-904 TO RESTRICT THE
10 SALE OF NEW MOTOR VEHICLES TO DEALERS LICENSED BY THE
11 ARKANSAS MOTOR VEHICLE COMMISSION; AND FOR OTHER
12 PURPOSES."
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Subtitle

14 "TO RESTRICT THE SALE OF NEW MOTOR
15 VEHICLES TO DEALERS LICENSED BY THE
16 ARKANSAS MOTOR VEHICLE COMMISSION"
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 27-14-904 is amended to read as follows:

22 "(a) When the transferee of a used vehicle is a dealer who holds it for
23 resale and lawfully operates it under dealers number plates or does not drive
24 the vehicle or permit it to be driven upon the highways, the dealer shall not
25 be required to obtain a new registration for the vehicle or be required to
26 forward the certificate of title to the Office of Motor Vehicle, but the
27 dealer, upon transferring his title or interest to another person, shall
28 execute and acknowledge an assignment and warranty of title upon the
29 certificate of title and deliver it to the person to whom the transfer is
30 made, except as provided in § 27-14-906.

31 (b) No one in this state other than a dealer licensed by the Arkansas
32 Motor Vehicle Commission as a dealer in new motor vehicles, shall enter an
33 assignment, or re-assignment, of ownership on a manufacturers certificate of
34 origin to a motor vehicle. Any dealer in this state not licensed by the
35 Arkansas Motor Vehicle Commission as a dealer in new motor vehicles who
36 acquires a motor vehicle through an assignment or re-assignment of ownership

1 on a manufacturers certificate of origin shall deliver the manufacturers
 2 certificate of origin to the Office of Motor Vehicle and apply for
 3 registration and issuance of a certificate of title to the motor vehicle as
 4 required by § 27-14-903. A first violation of this act by any person shall
 5 constitute a Class A misdemeanor. A second violation of this act by any
 6 person shall constitute a Class D felony. A licensed used motor vehicle
 7 dealer, who violates the provisions of this act shall also be deemed to have
 8 violated the provisions of the Used Motor Vehicle Buyers Protection Act (Act
 9 490 of 1993)."

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11 SECTION 2. All provisions of this act of a general and permanent nature
 12 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 13 Revision Commission shall incorporate the same in the Code.

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15 SECTION 3. If any provision of this act or the application thereof to
 16 any person or circumstance is held invalid, such invalidity shall not affect
 17 other provisions or applications of the act which can be given effect without
 18 the invalid provision or application, and to this end the provisions of this
 19 act are declared to be severable.

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21 SECTION 4. All laws and parts of laws in conflict with this act are
 22 hereby repealed.

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24 /s/Rep. Angel et al

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26 APPROVED:4-01-97

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